IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3878 OF 2007
IN
APPEAL NO.664 OF 2007
IN
SUMMONS FOR JUDGMENT NO.527 OF 2006
IN
SUMMARY SUIT NO.1360 OF 2006

Oriental Bank of Commerce .. Applicant

vs.

M/s.Engineering Project India Ltd.
and Anr. .. Respondents

Mr.H.N.Thakore i/b Mr.Thakore Jariwala and Associates for the applicant

Ms.M.V.Thakar i/b Mr.S.V.Thakar for the respondent no.1

CORAM: J.N. PATEL &
A.A. SAYED, JJ.

DATE: 25TH OCTOBER, 2007.

P.C.

1. On the appellants depositing the decretal amount with costs within a week's time, there will be stay to the effect and operation of the impugned judgment and decree. It is made clear that on failure to comply with the condition, the notice of motion would stand dismissed. Notice of Motion stands

disposed of accordingly.

2. The learned counsel for the respondent decree holders submits that the respondents be permitted to withdraw the decretal amount alongwith costs. The respondent decree holders are permitted to withdraw the decretal amount with costs on their furnishing security to the satisfaction of the Registrar (O.S.) / Prothonotary and Senior Master, High Court, Bombay.

3. Appeal be listed for final hearing in due course after all the formalities are completed.

(J.N. Patel, J.)

(A.A. Sayed, J.)